

SENATE BILL 698

By Tate

AN ACT to amend Tennessee Code Annotated, Title 47,
Chapter 18; Title 53 and Title 68, relative to
containers that contain bisphenol A.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 53, Chapter 1, Part 1, is amended by
adding the following language as a new section:

53-1-117.

(a) As used in this section:

(1) "Canned food" means food sterilized by heat in a closed, durable
container such as tin and aluminum cans, flexible aluminum foil and thermoplastic
containers including squeeze tubes;

(2) "Child" means a person twelve (12) years of age or younger;

(3) "Food contact substance" means any substance intended for use as a
component of materials used in manufacturing, packing, packaging, transporting, or
holding food if such use is not intended to have any technical effect in such food;

(4) "Food packaging" means a container or wrapper intended for food
contact used to store food and foodstuffs for sale;

(5) "Infant formula" means a milk-based or soy-based powder,
concentrated liquid, or ready-to-feed substitute for human breast milk that is intended for
infant consumption and that is commercially available; and

(6) "Reusable food or beverage container" means a receptacle for storing
food or beverages, including, but not limited, to baby bottles, spill-proof cups, sports
bottles, and thermoses. "Reusable food and beverage container" does not include food
or beverage containers intended for disposal after initial usage.

(b) Manufacturers shall not replace bisphenol A with reproductive toxicants that the EPA has identified as causing birth defects, reproductive harm, or developmental harm.

(c) Manufacturers shall not replace bisphenol A with endocrine disrupting chemicals identified by the European Commission on the Environment.

(d) All food packaging that contains bisphenol A shall display a label on the front of the package stating "this package contains bisphenol A."

SECTION 2. This act shall take effect July 1, 2013, the public welfare requiring it.